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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

| | | |
|---------------------------|---|-------------------------------------|
| UNITED STATES OF AMERICA, |) | No. CR 07-278 EDL |
| |) | |
| Plaintiff, |) | STIPULATION AND PROPOSED |
| |) | ORDER TO CONTINUE HEARING |
| v. |) | |
| |) | |
| DAVID INIGUEZ, |) | |
| |) | |
| Defendant. |) | |
| _____ |) | |

On October 13, 2009, the parties appeared before the Court in the above-referenced matter and set the matter over until December 1, 2009. At the hearing, the parties advised the Court that defendant David Iniguez had completed his administrative hearing before the Social Security Administration (“SSA”), but the SSA had yet to issue a ruling on his case. To date, the Administrative Law Judge still has not issued that ruling. The parties agree that it would be more efficient to continue the next status conference in this Court until after Mr. Iniguez’s administrative process is resolved. Accordingly, the parties hereby stipulate and agree that the next appearance in this matter be continued to January 5, 2010 at 11:00 am.

The parties also request that the Court exclude the period of time from the date of this Order through January 5, 2010 from any time limits applicable under 18 U.S.C. § 3161. The

1 parties represent that granting the continuance provides the reasonable time necessary for
2 preparation of defense counsel. 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that the
3 ends of justice served by granting such a continuance outweigh the best interests of the public
4 and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

5 IT IS SO STIPULATED.

6
7 November 30, 2009
8 DATED

_____/s/
JODI LINKER
Assistant Federal Public Defender

9
10 November 30, 2009
11 DATED

_____/s/
ACADIA SENESE
Assistant United States Attorney

12 **~~PROPOSED~~ ORDER**

13
14 Based on the stipulation of the parties, and for good cause shown, the next appearance in
15 the above-captioned matter is continued to January 5, 2010 at 11:00 am and the time until then is
16 excluded under the Speedy Trial Act.

17 IT IS SO ORDERED.

18 November 30, 2009
19 DATED

